IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

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WRIT PETITION NO : 4303 of 1995

Between:

B.R. Krishna, S/o Nagendraiah, Aged 52 years,

Cleaner, Kukatpally Bus Depot, APSRTC,
Hyderabad.

..... PETITIONER

AND

1 The Depot Manager,
Kukatpally Bus Depot, APSRTC, Hyderabad.
2 The Presiding Officer, Additional Industrial Tribunal-cum-

Additional Labour Court, Hyderabad.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction, more particularly one in the nature of Writ of Certiorari, and quash the order of the learned 2nd respondent dt: 27-3-1993 passed in I.D.No.260/86 and communicated to the petitioner through G.O.Rt.No.1450, Women's development, Child Welfare & Labour (LAB.I) Dept., dt: 26-7-1993.

Counsel for the Petitioner: MR.A.RAMAKRISHNA

Counsel for the Respondent No.1: MR.V.T.M.PRASAD (S.C.FOR APSRTC)

Counsel for the Respondent No.2: None appeared.

The Court made the following :

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ORDER:

The writ petition is filed assailing the Award dated 27.3.1993 passed by the Additional Industrial Tribunal-cum-Labour Court, Hyderabad in I.D.No.260 of 1986.

2. The termination of the petitioner was challenged in I.D.No.260 of 1986 under the Industrial Dispute Act before the Labour Court. The Tribunal upheld the order of termination by an Award dated 27.03.1993. Aggrieved by the said order, the present writ petition has been filed.

3. The learned counsel for the petitioner submits that the Award of the Tribunal is illegal and contrary to law and therefore, the petitioner is entitled for reinstatement with all back wages and other benefits.

4. On the other hand, the learned counsel for the first respondent submits that the Tribunal has discussed the material on record and came to the conclusion that the termination was justified and therefore the petition is liable to be dismissed.

5. Heard both sides.

6. The Tribunal categorically recorded finding that the termination was justified and in such a situation it is not proper for this court to interfere with the finding of the appellate authority. Thus, I do not find any ground to interfere with the Award impugned.

7. The writ petition is accordingly, dismissed. No costs.

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G.BIKSHAPATHY,J

Date: 02nd December 2004.

Chvn/BSB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Depot Manager,
Kukatpally Bus Depot, APSRTC, Hyderabad.
2. The Presiding Officer, Additional Industrial Tribunal-cum-

Additional Labour Court, Hyderabad. (with records)

3. Two C.D.copies.